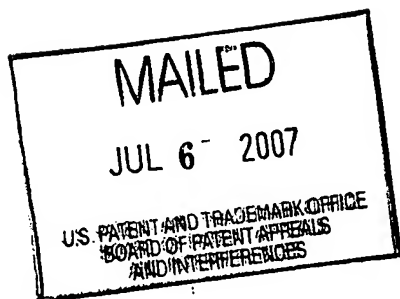


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte JHEROEN P. DORENBOSCH

Application 10/649,756

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on June 15, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

The content under the heading “**SUMMARY OF CLAIMED SUBJECT MATTER**” contained in the Appeal Brief filed on April 5, 2006 does not provide a sufficient summary of the independent claims involved in the appeal, which, for each independent claim involved in the appeal, shall refer to the specification by page and line number, and to the drawing, if any, by reference characters. *See* 37 CFR § 41.37(c)(1)(v). In particular, the appellant did not map the claims to the specification.

Also, the Appeal Brief filed April 5, 2006 reveals that the following required sections are missing:

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“EVIDENCE APPENDIX” as set forth in 37 CFR § 41.37(c)(1)(ix)

“RELATED PROCEEDINGS APPENDIX,” as set forth in 37 CFR § 41.37(c)(1)(x)

Further, the Examiner’s Answer mailed on May 5, 2006, does not comply with the headings set forth in the new rules under 37 CFR § 41.37(c). See MPEP 1207.02. Correction is required.

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Accordingly, it is

ORDERED that the application is returned to the Examiner to:

1) hold the Appeal Brief filed on April 5, 2006, defective;

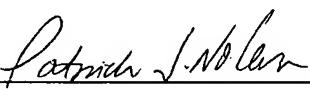
2) notify appellant to file a Supplemental Appeal Brief incorporating the Summary of Claimed Subject Matter as required by 37 CFR 41.37(c)(1)(v), the Evidence Appendix" as set forth in 37 CFR § 41.37(c)(1)(ix) and the "Related Proceedings Appendix," as set forth in 37 CFR § 41.37(c)(1)(x);

3) consider the Supplemental Appeal Brief and if the Supplemental Appeal Brief is in compliance, issue and mail a Form PTOL-90 acknowledging receipt and consideration of the Supplemental Brief.

4) submit a revised Examiner's Answer with the headings set forth in the new rules under 37 CFR § 41.37(c); and

5) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
PATRICK J. NOLAN
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PJN/gjh

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